South Dakota Secretary of State
SHANTEL KREBS

February 2, 2016

Dakota State University
820 N Washington Ave
Madison, SD 57042

Dear Eric,

Our office is in receipt of your raffle request. The date of the filing is February 2nd, 2016. Per SDCL 22-25-25, your organization may begin selling tickets 30 days following the date of filing, which would be on or after March 3rd, 2016. Per your notification, your raffle will conclude no later than March 13th, 2016.

Should you need to make any revisions or cancel this raffle, please notify our office in writing at the address below.

If there is any other way in which our office could assist you, please feel free to contact me at (605) 773-3537 or email me at kayla.boxley@state.sd.us. Thank you.

Sincerely,

Kayla Boxley
Administrative Assistant / Pistol Permit Administrator
Office of the Secretary of State of South Dakota
500 E Capitol Ave Ste. 204
Pierre, SD 57501

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FEB 02 2016
S.D. SEC. OF STATE

February 1, 2016

The Honorable Shantel Krebs
Secretary of State
State Capitol
500 East Capitol Avenue
Pierre, SD 57501

Dear Secretary Krebs,

We are requesting an exemption from your office per SDCL 22-25-25 (6) as we plan to hold a fundraising effort to benefit the Dakota State University Athletic Department. The fundraiser will be held in conjunction with NCAA March Madness Selection Sunday.

For $100 buy-in, a person will have their name or business randomly selected and placed with a team from the field of 68 teams chosen to compete in the NCAA men's basketball tournament. Again, you're playing your luck and taking the chance you will be paired up with a #1 or #2 seed rather than a #16 seed. To make it fair for the lower seeds, we will use the point spreads from the USA Today to make the matchups more competitive.

Example: John Doe & #1 Oklahoma vs. Jane Doe & #16 South Dakota. Using the spread, Oklahoma will spot South Dakota 25.5 points. In order for John to advance, Oklahoma will need to beat South Dakota by 26 or more points. If Oklahoma wins by less than 26, Jane will steal Oklahoma from John and advance to the second round while John will be eliminated. Or if Oklahoma loses, Jane will advance to the second round with South Dakota.

The lottery drawing will begin on March 13th and will run until the NCAA Tournament has concluded. Payouts for the bracket include $100 for Elite Eight, $250 for Final Four, $500 for Runner-Up, and $1,000 for the Champion. The profits will be used for student athlete scholarships.

If you have any questions concerning this fundraiser, I can be reached at the number listed below or at my email address, which is also listed below. Please find enclosed our exempt status as a nonprofit 501 (c)(3) organization.

Sincerely,

Eric Hortness
Assistant Baseball Coach
Dakota State University
605-760-0621
eric.hortness@dsu.edu

Form **W-9**
(Rev. November 2005)
Department of the Treasury
Internal Revenue Service

Request for Taxpayer Identification Number and Certification

Give form to the requester. Do not send to the IRS.

Print or type See Specific Instructions on page 2.

Name (as shown on your income tax return)
Dakota State University Foundation

Business name, if different from above

Check appropriate box: ☐ Individual/ Sole proprietor ☒ Corporation ☐ Partnership ☐ Other ▶ ☐ Exempt from backup withholding

Address (number, street, and apt. or suite no.)
820 N Washington Ave

Requester's name and address (optional)

City, state, and ZIP code
Madison, SD 57042

List account number(s) here (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on Line 1 to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

Note. If the account is in more than one name, see the chart on page 4 for guidelines on whose number to enter.

Social security number
| | | | | | | | | |

or

Employer identification number
2 3 4 7 2 9 1 9 1 9 5

Part II Certification

Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
3. I am a U.S. person (including a U.S. resident alien).

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the Certification, but you must provide your correct TIN. (See the instructions on page 4.)

Sign Here Signature of U.S. person ▶ [signature] Date ▶ 6/7/11

Purpose of Form

A person who is required to file an information return with the IRS, must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

U.S. person. Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to:

1. Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
2. Certify that you are not subject to backup withholding, or
3. Claim exemption from backup withholding if you are a U.S. exempt payee.

In 3 above, if applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income.

Note. If a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

For federal tax purposes, you are considered a person if you are:

- An individual who is a citizen or resident of the United States,
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States, or
- Any estate (other than a foreign estate) or trust. See Regulations sections 301.7701-6(a) and 7(a) for additional information.

Special rules for partnerships. Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax on any foreign partners' share of income from such business. Further, in certain cases where a Form W-9 has not been received, a partnership is required to presume that a partner is a foreign person, and pay the withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid withholding on your share of partnership income.

The person who gives Form W-9 to the partnership for purposes of establishing its U.S. status and avoiding withholding on its allocable share of net income from the partnership conducting a trade or business in the United States is in the following cases:

- The U.S. owner of a disregarded entity and not the entity,

RECEIVED
AUG 18 2014

Internal Revenue Service
P.O. Box 2508
Cincinnati, OH 45201

Department of the Treasury

Date: AUG 12 2014

Dakota State University Foundation
820 North Washington
Madison, SD 57042

Employer Identification Number:
23-7299995
Person to Contact - ID Number:
Harold J. Fodor - 1011002
Contact Telephone Number:
877-829-5500 Toll-Free
Form 990 Required:
Yes

Dear Sir or Madam:

In your letter dated June 14, 2013, you requested classification as a public charity described in sections 509(a)(1) and 170(b)(1)(A)(iv) of the Internal Revenue Code.

In our letter dated May 1973 we determined that you were exempt under section 501(c)(3) of the Code. We further determined that you weren't a private foundation and you were classified as a public charity described in sections 509(a)(3) of the Code.

Based on the information you provided, we determined you meet the requirements for classification as a public charity described in sections 509(a)(1) and 170(b)(1)(A)(iv) of the Code.

Accordingly, we have updated your public charity status in our records as you requested.

Since your exempt status wasn't under consideration, you continue to be classified as an organization exempt from federal income tax under section 501(c)(3) of the Code.

Grantors and contributors may generally rely on this determination of your foundation status unless the Internal Revenue Service publishes notice that you are no longer recognized as tax exempt or classified as a public charity in the Internal Revenue Bulletin. However, if a grantor or contributor takes any action, or fails to take any action, which causes you to lose your exempt status or causes you to be reclassified as a private foundation, that party cannot rely on this determination. Furthermore, a contributor or grantor who knows that the Internal Revenue Service has notified you of any change in your exempt status or foundation status cannot rely on this determination.

For important information about your responsibilities as a tax-exempt organization, go to www.irs.gov/charities. Enter "4221-PC" in the search bar to view Publication 4221-PC, *Compliance Guide for 501(c)(3) Public Charities*, which describes your recordkeeping, reporting, and disclosure requirements.

Because this letter could help resolve any questions about your exempt status and/or foundation status, you should keep it with your permanent records.

Letter 4425 (Rev. 5-2011)
Catalog Number 52256W

Name Dakota State University Foundation
EIN 23-7299995

If you have any questions, please contact the person whose name and telephone number are shown in the heading of this letter.

Sincerely,

Director, Exempt Organizations